

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Inventor: Joseph A. Zupanick et al.

Serial No.: 10/003,917

Filed: November 1, 2001

Group No.: 3673

Examiner: John J. Kreck

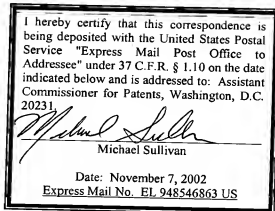
For: METHOD AND SYSTEM FOR SURFACE PRODUCTION
OF GAS FROM A SUBTERRANEAN ZONE

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GROUP 3600

Honorable Assistant Commissioner
of Patents

Washington, D.C. 20231

Dear Sir:



TERMINAL DISCLAIMER TO OBVIATE A DOUBLE
PATENTING REJECTION (37 C.F.R. §1.321 (c)) AND
CERTIFICATE UNDER 37 C.F.R. §3.73 (b)

*Terminal
Disclaimer
11/20/02
Jm*

I, Larry Diamond, Vice President of CDX Gas, Inc., represent that CDX Gas, Inc. is the assignee and the exclusive owner of the entire right, title and interest of, in and to application Serial No. 10/003,917, filed on November 1, 2001, for METHOD AND SYSTEM FOR SURFACE PRODUCTION OF GAS FROM A SUBTERRANEAN ZONE, as indicated by the Assignment Records of the U.S. Patent and Trademark Office at Reel 012619, Frame 0145; and certify that to the best of assignee's knowledge and belief, title is in the assignee seeking to take action; and that I am empowered to act on behalf of assignee.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true. Furthermore, I declare that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of

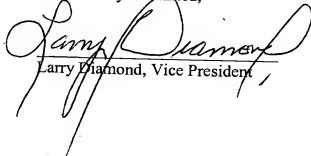
the United States Code, and that such willful false statements may jeopardize the validity of the Application or any patent issuing thereon.

CDX Gas, Inc. hereby disclaims the terminal part of any patent granted on the above-identified application, that would extend beyond the expiration date of U.S. Patent No. 6,280,000, granted August 28, 2001, and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,280,000, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successor or assigns.

Petitioner, however, does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration of the full statutory term of the above-referenced U.S. Patent No. 6,280,000, in the event that one or more of the following occurs: U.S. Patent No. 6,280,000 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The fee required by 37 C.F.R. 1.20(d) is submitted herewith and believed to be correct. However, the Commissioner is hereby authorized to charge any underpayment or credit any overpayment of fees to Deposit Account No. 02-0384 of Baker Botts, L.L.P.

Respectfully submitted,


Larry Diamond, Vice President

11/06/2002
Date